



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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EDWARD BANKS,

Plaintiff,

- against -

MCGLYNN, HAYS & CO., INC., et al.,

Defendants.  
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19 Civ. 05727 (JPO) (RWL)

**ORDER**

**ROBERT W. LEHRBURGER, United States Magistrate Judge.**

This matter has been referred to me for general pretrial purposes, including resolution of the discovery dispute reflected in Dkt. 76-79. The matter is resolved as follows:

1. Defendants' request for a pre-motion conference is denied.
2. The meet and confer obligation can, and particularly during the pandemic should, be satisfied via telephone, not email.
3. Any dispute about Defendants' document requests is premature as Plaintiff has committed to respond by July 13, 2020.
4. Plaintiff has adequately responded to Defendants' interrogatories but has a continuing obligation to supplement. Regarding alleged emotional distress, Plaintiff must indicate whether he is pursuing more than garden variety damages and, if so, on what basis.
5. The parties need to do better to cooperate.

SO ORDERED.

A handwritten signature in black ink, appearing to read 'R. Lehrburger', written over a horizontal line.

ROBERT W. LEHRBURGER  
UNITED STATES MAGISTRATE JUDGE

Dated: June 23, 2020  
New York, New York

Copies transmitted to all counsel of record.